

REMARKSI. Status of Claims

Claims 32-56 and 77-90 are pending in this application.

Claims 32-56 and 84-87 have been cancelled and new Claims 91-93 have been added by this amendment.

II. Notice of Claims in Other Patent/Published Applications[MPEP 2001.06(d)]

In compliance with Applicants' duty of disclosure following the guidelines of MPEP 2001.06(d) and 37 CFR 1.607(c):

1. The amendments to claims 77-90 herein are made to correspond to claims 1-14 from U.S. application Ser. No. 10/061,381 (corresponding to U.S. Published Application No. 2003/0146278 previously cited in the IDS filed April 14, 2004).

2. New Claims 91-93 filed herein have substantially copied claims 15-17 from U.S. application Ser. No. 10/061,381 (corresponding to U.S. Published Application No. 2003/0146278 previously cited in the IDS filed April 14, 2004).

III. Amendments to Specification

It is submitted that the amendments to the specification are supported by the application as originally filed and add no new matter.

The amendment of Paragraph 11 merely corrects a typographical error clearly evident from the context of the sentence.

The amendment of Paragraph 66 merely corrects a typographical error -- indeed the element numeral "810" is correctly used to identify "load cell" on two instances later in the same paragraph.

As to the amendment to Paragraph 0069:

-- in the first part of the paragraph 0069, support for language added is essentially found in Claim 1 as originally filed;

-- in the amendment to (new) Paragraph 0069a, support for the language added is found in U.S. Patent No. 6,281,796 (already incorporated by reference in Paragraph 69) at col. 3 lines 19-35;

-- in the amendment to (new) Paragraph 0069b, support for the language added is found in U.S. Patent No. 6,281,796 (already incorporated by reference in Paragraph 69) at col. 3 lines 3-18.

PortInd2-4489816.2 0051306-00805

IV. Response to Office Action

Claims 77-83 and 88-90 have been amended to substantially correspond to claims 1-7 and 12-14 of application Ser. No. 10/061,381. Moreover, Claims 79 and 90 have been rewritten in independent form.

As amended, Claim 79 includes the limitations "the security label deactivation system integrated within the scale assembly, wherein the security label deactivation system includes a magnetic coil assembly for sensing and deactivating the security label." By contrast, Wike '602 does not suggest integrating the security label deactivation system (which includes a magnetic coil assembly) within the scale assembly.

As amended, Claim 90 includes the steps of:

enabling a security label deactivation system between the scale weigh plate and the scale base portion and in a downstream position from the barcode reader relative to the path of the item, the security label deactivation system integrated within the scale weigh plate and the scale base portion;

detecting a security label on the item by the security label deactivation system as the item moves along the path and crosses the security label deactivation system; and

deactivating the security label by the security label deactivation system, wherein the detecting step comprises the substeps of:

PortInd2-4489816.2 0051306-00805

Patent
51306/805:1

demagnetizing a magnetic material in the security label as it passes near a magnetic coil assembly in the security label deactivation system.

By contrast, Wike '602 does not suggest integrating the security label deactivation system (which includes a magnetic coil assembly) within the scale assembly. There is no suggestion in Wike '602 of integrating the security label deactivation system (which includes a magnetic coil assembly) within the scale assembly.

Thus it is submitted that Claims 79 and 90 are non-obvious over Wike '602 and Williams '108.

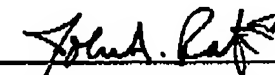
V. Conclusion

Accompanying this Amendment is a Request for Interference with U.S. Application Ser. No. 10/061,381. It is submitted that this application is in condition for a declaration of interference.

Respectfully submitted,

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Portind2-4489816.2 0051306-00805

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51306/805:1

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Portland-4489816.2 0051306-00805